

Weitz & Luxenberg, P.C.

210 Lake Drive East, Suite 101
Cherry Hill, New Jersey 08002

PUBLISHER, NYC 10013

SUPREME COURT
COUNTY OF NEW YORK

PHILLIP NELSON BURNS, ET AL

against

GRUPO MEXICO et al

Plaintiff(s)

Defendant(s)

Index No. 114728/04

AFFIDAVIT OF
SERVICE OF SUMMONS
(AND COMPLAINT)

STATE OF NEW YORK, COUNTY OF NEW YORK

party herein, is over 18 years of age and resides at

EAST BRUNSWICK, NJ

That on 10/28/04

at 11:30 A.M., at

5 Times Square NY NY

deponent served the within summons, and complaint on Ernst & Young, LLP

defendant therein named,

INDIVIDUAL

1. ☐

by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as

CORPORATION

2. ☒

a corporation, by delivering thereat a true copy of each to Ernst & Young personally; deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be

SUITABLE AGE PERSON

3. ☒

by delivering thereat a true copy of each to Sylvester A. DeLitto, a person of suitable age and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.

FIXING TO DOOR, ETC.

4. ☐

by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

NOV 10 2004

COUNTY CLERK'S OFFICE
NEW YORKMAILING TO
RESIDENCE
USE WITH 3 OR 45A. ☐MAILING TO
BUSINESS
USE WITH 3 OR 45B. ☐DESCRIPTION
USE WITH
1, 2, OR 3☒

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at 264829

said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at defendant's actual place of business, at

in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

<input checked="" type="checkbox"/> Male	<input checked="" type="checkbox"/> White Skin	<input checked="" type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input type="checkbox"/> Brown Hair	<input checked="" type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100-130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input checked="" type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs.	<input type="checkbox"/> Over 6'	<input type="checkbox"/> Over 200 Lbs.

Other identifying features:

USE IN
NYC CIVIL CT.☐

The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).

MILITARY
SERVICE☐

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

sworn to before me on

10/29/04
ANTONETTE LIOTI
Notary Public, State of New York
No. 31-4665114
Qualified in New York County
Commission Expires May 31, 2006MARTY GABE
License #: 1070735

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COUNTY OF NEW YORK

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against

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Plaintiff(s)

Defendant(s)

Index No. 114728/04

**AFFIDAVIT OF
SERVICE OF SUMMONS
(AND COMPLAINT)**

STATE OF NEW YORK, COUNTY OF NEW YORK

party herein, is over 18 years of age and resides at

EAST BRUNSWICK, NJ

That on 10/28/04

at 10:45 A.M., at 5 Times Square

, NY NY

deponent served the within summons, and complaint on Ernst & Young Corp. Finance LLC

defendant therein named

INDIVIDUAL

1. ☐

by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as

CORPORATION

2. ☒

a corporation, by delivering thereat a true copy of each to MARLENE G. PANGILINAN personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be legal Dept. thereof. 212-773-3827

SUITABLE AGE PERSON

3. ☐

by delivering thereat a true copy of each to and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.

FIXING TO DOOR, ETC.

4. ☐

by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

MAILING TO
RESIDENCE
USE WITH 3 OR 4

5A. ☐

MAILING TO
BUSINESS
USE WITH 3 OR 4

5B. ☐

DESCRIPTION
USE WITH
1, 2, OR 3

☒

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to defendant at defendant's actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

<input type="checkbox"/> Male	<input type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input type="checkbox"/> Black Skin	<input checked="" type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input checked="" type="checkbox"/> 5'0"-5'3"	<input checked="" type="checkbox"/> 100-130 Lbs.
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Other identifying features:

USE IN
NYC CIVIL CT.

☐

MILITARY
SERVICE

☐

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worn to before me on 10/29/04

ANTOINETTE LIOTTI
Notary Public, State of New York
No. 31-065114
Qualified in New York County
Commission Expires May 31, 2006

MARTY GABE
License #: 1070735

PRINT NAME BENEATH SIGNATURE

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AFFIDAVIT OF
SERVICE OF SUMMONS
(AND COMPLAINT)STATE OF NEW YORK, COUNTY OF NEW YORK
party herein, is over 18 years of age and resides at EAST BRUNSWICK, NJThat on 10/28/04 at 12:10 P. M., at CT Corp. 111 8th Ave., NY NY
deponent served the within summons, and complaint on JP Morgan Chase & Companydefendant therein named,
said defendant therein.

INDIVIDUAL

1. ☐

CORPORATION

2. ☒

SUITABLE AGE PERSON

3. ☒

AFFIXING TO DOOR, ETC.

4. ☐by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as
a corporation, by delivering thereat a true copy of each to personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be thereof.

by delivering thereat a true copy of each to NARA DINDYAL 13' PL. (214) 894 8912 person of suitable age and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state. by affixing a true copy of each to the door of said premises; which is defendant's—actual place of business—dwelling place—usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there

MAILING TO
RESIDENCE
USE WITH 3 OR 4.5A. ☐MAILING TO
BUSINESS
USE WITH 3 OR 4.5B. ☐DESCRIPTION
USE WITH
1, 2, OR 3

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Other identifying features:

USE IN
NYC CIVIL CT.☐MILITARY
SERVICE☐

worn to before me on 10/29/04

ANTOINETTE LIOTTI
Notary Public, State of New York
No. 31-4865114
Qualified in New York County
Commission Expires May 31, 2006

MARTY GABE
License #: 1070735

FILED
NOV 10 2004
COUNTY CLERK'S OFFICE
NEW YORK

NOTICE: I HAVE COMPLETED THIS
COPY WITH THE ORIGINAL
FILED IN MY OFFICE ON

71/10/04

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FEB 27 2007

PRINT NAME BENEATH SIGNATURE